TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/685,202
Filing Date	October 10, 2000
First Named Inventor	Rofheart
Group Art Unit	2681
Examiner Name	Nguyen, Huy D.
Attorney Docket Number	XSI.016/10X-197

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MAY 2 7 2004

(stamp: PATENT & TRADEMARK OFFICE)
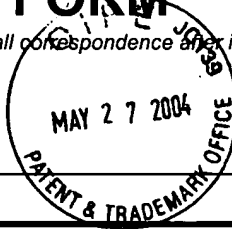
ENCLOSURES *(check all that apply)*

☑ Fee Transmittal Form	☐ Assignment Papers *(for an Application)*	☐ After Allowance Communication to Group
☑ Fee Attached	☐ Drawing(s)	☐ Appeal Communication to Board of Appeals and Interferences
☐ Amendment / Response	☐ Licensing-related Papers	☐ Appeal Communication to Group *(Appeal Notice, Brief, Reply Brief)*
☐ After Final	☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition	☐ Proprietary Information
☐ Affidavits/declaration(s)	☐ To Convert a Provisional Application	☐ Status Letter
☐ Extension of Time Request	☐ Power of Attorney, Revocation Change of Correspondence Address	☐ Additional Enclosure(s) *(please identify below):*
☐ Express Abandonment Request	☐ Terminal Disclaimer	
☑ Information Disclosure Statement	☐ Small Entity Statement	
☐ Certified Copy of Priority Document(s)	☐ Request of Refund	
☐ Response to Missing Parts/ Incomplete Application	**Remarks**	
☐ Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

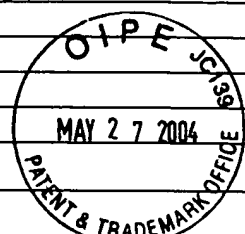| Firm or Individual name	Posz & Bethards, PLC
Signature	*(signature)*
Date	May 27, 2004

FEE TRANSMITTAL
for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	($) 180

Complete if Known

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First Named Inventor	Rofheart
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Art Unit	2681
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METHOD OF PAYMENT *(check all that apply)*

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit Account Number	50-1147
Deposit Account Name	POSZ & BETHARDS, PLC

The Commissioner is authorized to: *(check all that apply)*

☐ Charge fee(s) indicated below   ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Fee ($)	Small Entity Fee Code	Fee ($)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) ($)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** = 0	x 18 =	
Independent Claims	- 3** = 0	x 86 =	
Multiple Dependent		=	

Large Entity Fee Code	Fee ($)	Small Entity Fee Code	Fee ($)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) ($) 0

*** or number previously paid, if greater; For Reissues, see above*

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Fee ($)	Small Entity Fee Code	Fee ($)	Fee Description	
1051	130	2051	65	Surcharge – late filing fee or oath	
1052	50	2052	25	Surcharge – late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for *ex parte* reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,330	2453	665	Petition to revive – unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	180
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) ($) 180

SUBMITTED BY

Name (Print/Type)	DAVID G. POSZ	Registration No. (Attorney/Agent)	37,701	Telephone	(703) 707-9110
Signature				Date	May 27, 2004

Complete (if applicable)

Applicant(s): Rofheart	Atty. Dkt.: XSI.016/10X-197
Serial No.: 09/685,202	Group Art Unit: 2681
Filed: October 10, 2000	Examiner: Nguyen, Huy D
Title: METHOD AND SYSTEM FOR ENABLING DEVICE FUNCTIONS BASED ON DISTANCE INFORMATION	

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Commissioner for Patents
Arlington, VA 22202

Date: May 27, 2004

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the references listed on the attached Form PTO-1449 are being brought to the attention of the Examiner without any admission that they constitute statutory prior art, or without any admission that they contain subject matter that anticipates the invention or renders the invention obvious to a person of ordinary skill in the art.

The Examiner is requested to initial the attached PTO Form-1449 and to return a copy of same to the undersigned attorney as proof that the listed references have been considered and made of record.

As a first Office Action on the merits has been mailed in the above identified application, the fee due under 37 C.F.R. 1.17(p) is enclosed. Please charge any additional fee to Applicant's attorney's Deposit Account No. 50-1147.

05/28/2004 SDIRETA1 00000010 09685202

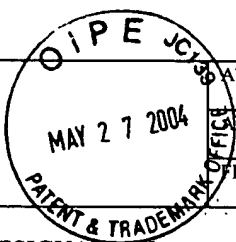01 FC:1806   180.00 OP

Respectfully submitted,

David G. Posz
Reg. No. 37,701

Posz & Bethards, PLC
11250 Roger Bacon Drive
Suite 10
Reston, VA 20190
(703) 707-9110 (phone)
Customer No. 23400

FORM PTO-1449	ATTY. DKT NO.	XSI.016/10X-197	SER. NO.	09/685,202
	APPLICANT	Rofheart		
	FILING DATE	October 10, 2000	GROUP	2681

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REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS
ᵇᵘ	AA	6,351,246	02/26/02	McCorkle		
ᵇᵘ	AB	6,505,032	01/07/03	McCorkle		
ᵇᵘ	AC	6,700,939	02/04/04	McCorkle		
ᵇᵘ	AD	6,735,238	05/11/04	McCorkle		
ᵇᵘ	AE	60/207,225	05/26/00	McCorkle		
ᵇᵘ	AF	60/217,099	07/10/00	Miller		
	AG	09/633,815	08/07/00	McCorkle		
ᵇᵘ	AH	60/238,466	10/10/00	McCorkle		
ᵇᵘ	AI	09/684,401	10/10/00	Miller		
ᵇᵘ	AJ	09/684,782	10/10/00	McCorkle		
ᵇᵘ	AK	09/685,195	10/10/00	Miller		
ᵇᵘ	AL	09/685,196	10/10/00	Miller		
ᵇᵘ	AM	09/685,197	10/10/00	Miller		
ᵇᵘ	AN	09/685,198	10/10/00	McCorkle		
ᵇᵘ	AO	09/685,199	10/10/00	McCorkle		
ᵇᵘ	AP	09/685,200	10/10/00	McCorkle		
ᵇᵘ	AQ	09/685,203	10/10/00	Miller		
ᵇᵘ	AR	09/685,205	10/10/00	McCorkle		

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	NAME	CLASS	SUB CLASS	TRANSLATION	
								YES	NO

* Full English text of the JP Document will be available in machine-translated form from JP (Japanese Patent Office) English language web site at **http://www1.ipdl.jpo.go.jp/PA1/cgi-bin/PA1INDEX**.

Rev. 10/94 (Form 3.05)